

Service Date: March 21, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

|   |   |                      |
|---|---|----------------------|
| IN THE MATTER of the Application          | ) |                      |
| Of Red Butte Pipeline Company for         | ) | UTILITY DIVISION     |
| Approval of a New Tariff to Transfer      | ) | DOCKET NO. D2001.1.6 |
| Product from Red Butte Silver Tip Station | ) | ORDER NO. 6327       |
| To Exxon Mobil Silver Tip Station.        | ) |                      |

\* \* \* \* \*

DEFAULT ORDER

FINDINGS OF FACT

1. On January 16, 2001, the Montana Public Service Commission (PSC) received an application from Red Butte Pipe Line Company (Red Butte) for approval of a new Montana Tariff to transfer product from the Red Butte Silver Tip Station to the Exxon Mobil Silver Tip Station. Red Butte is a public utility providing common carrier pipeline transportation of crude oil. Red Butte is planning to sell its Elk Basin Gathering Assets effective February 1, 2001. Due to this sale and the fact that Red Butte will continue to own and operate the Silver Tip Station in common carrier service, a new tariff is needed for transfers between the Red Butte Silver Tip Station and the Exxon Mobil Silver Tip Station. Red Butte has filed a new tariff (Montana PSC No. 3).

2. On February 23, 2001, the PSC issued and published a Notice of Application and Intervention Deadline, requiring intervention by March 15, 2001 in order to conduct a public hearing. The PSC received no petitions for intervention.

3. The PSC has reviewed the Application and finds the proposed tariff acceptable.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission has jurisdiction over the rates and charges of common carrier pipelines pursuant to Title 69, Chapter 13, Montana Code Annotated (MCA).

2. Red Butte is a common carrier pipeline carrying crude petroleum products and therefore is subject to the jurisdiction of the Commission.

ORDER

IT IS HEREBY ORDERED THAT:

1. The PSC approves the new tariff for Red Butte Pipe Line.
2. This Order shall be effective for service rendered on and after March 20, 2001.

DONE IN OPEN SESSION at Helena, Montana on this 19th day of March, 2001 by a 5-0 vote.

BY THE ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

---

GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner

---

BOB ROWE, Commissioner

ATTEST:

Rhonda Simmons  
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.